

111TH CONGRESS
2D SESSION

H. R. 5875

Making emergency supplemental appropriations for border security for the fiscal year ending September 30, 2010, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 27, 2010

Mr. PRICE of North Carolina (for himself, Mr. MOLLOHAN, Mr. RODRIGUEZ, Ms. GIFFORDS, Mr. TEAGUE, Mrs. DAVIS of California, Mr. ORTIZ, Mr. CUELLAR, Mr. GENE GREEN of Texas, Mr. REYES, and Mrs. KIRKPATRICK of Arizona) introduced the following bill; which was referred to the Committee on Appropriations, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

Making emergency supplemental appropriations for border security for the fiscal year ending September 30, 2010, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 2010, and for other pur-
6 poses, namely:

1 DEPARTMENT OF HOMELAND SECURITY

2 U.S. CUSTOMS AND BORDER PROTECTION

3 SALARIES AND EXPENSES

4 For an additional amount for “Salaries and Ex-
5 penses”, \$356,900,000, to remain available until Sep-
6 tember 30, 2012, of which \$78,000,000 shall be for costs
7 to maintain U.S. Customs and Border Protection Officer
8 staffing on the Southwest Border of the United States,
9 \$58,000,000 shall be for hiring additional U.S. Customs
10 and Border Protection Officers for deployment at ports
11 of entry on the Southwest Border of the United States,
12 \$208,400,000 shall be for hiring additional Border Patrol
13 agents for deployment to the Southwest Border of the
14 United States, \$2,500,000 shall be for forward operating
15 bases on the Southwest Border of the United States, and
16 \$10,000,000 shall be to support integrity and background
17 investigation programs: *Provided*, That section 104 shall
18 not apply to \$151,000,000 of the amount under this head-
19 ing.

20 BORDER SECURITY FENCING, INFRASTRUCTURE, AND

21 TECHNOLOGY

22 For an additional amount for “Border Security Fenc-
23 ing, Infrastructure, and Technology,” \$14,000,000, to re-
24 main available until September 30, 2012, for costs of de-
25 signing, building, and deploying tactical communications

1 for support of enforcement activities on the Southwest
2 Border of the United States.

3 AIR AND MARINE INTERDICTION, OPERATIONS,
4 MAINTENANCE, AND PROCUREMENT

5 For an additional amount for “Air and Marine Inter-
6 diction, Operations, Maintenance, and Procurement”,
7 \$32,000,000, to remain available until September 30,
8 2012, for costs of acquisition and deployment of un-
9 manned aircraft systems.

10 CONSTRUCTION AND FACILITIES MANAGEMENT

11 For an additional amount for “Construction and Fa-
12 cilities Management”, \$9,000,000, to remain available
13 until September 30, 2012, for costs to construct up to
14 three forward operating bases for use by the Border Patrol
15 to carry out enforcement activities on the Southwest Bor-
16 der of the United States.

17 U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

18 SALARIES AND EXPENSES

19 For an additional amount for “Salaries and Ex-
20 penses”, \$30,000,000 to remain available until September
21 30, 2012, for law enforcement activities targeted at reduc-
22 ing the threat of violence along the Southwest Border of
23 the United States.

1 FEDERAL EMERGENCY MANAGEMENT AGENCY

2 STATE AND LOCAL PROGRAMS

3 For an additional amount for “State and Local Pro-
4 grams”, \$50,000,000, to remain available until September
5 30, 2011, for Operation Stonegarden.

6 FEDERAL LAW ENFORCEMENT TRAINING CENTER

7 SALARIES AND EXPENSES

8 For an additional amount for “Salaries and Ex-
9 penses”, \$8,100,000, to remain available until September
10 30, 2011, for costs to provide basic training for new U.S.
11 Customs and Border Protection Officers and Border Pa-
12 trol agents.

13 GENERAL PROVISIONS

14 (INCLUDING RESCISSIONS)

15 SEC. 101. For an additional amount for the Depart-
16 ment of Justice for necessary expenses for increased law
17 enforcement activities related to Southwest border en-
18 forcement, \$201,000,000, to remain available until Sep-
19 tember 30, 2012: *Provided*, That funds shall be distrib-
20 uted to the following accounts and in the following speci-
21 fied amounts—

22 (1) “Administrative Review and Appeals”,
23 \$2,118,000;

24 (2) “Detention Trustee”, \$7,000,000;

1 (3) “Legal Activities, Salaries and Expenses,
2 General Legal Activities”, \$3,862,000;

3 (4) “Legal Activities, Salaries and Expenses,
4 United States Attorneys”, \$9,198,000;

5 (5) “United States Marshals Service, Salaries
6 and Expenses”, \$29,651,000;

7 (6) “United States Marshals Service, Construc-
8 tion”, \$8,000,000;

9 (7) “Interagency Law Enforcement, Inter-
10 agency Crime and Drug Enforcement”,
11 \$21,000,000;

12 (8) “Federal Bureau of Investigation, Salaries
13 and Expenses”, \$25,262,000;

14 (9) “Drug Enforcement Administration, Sala-
15 ries and Expenses”, \$35,805,000;

16 (10) “Bureau of Alcohol, Tobacco, Firearms
17 and Explosives, Salaries and Expenses”,
18 \$39,104,000; and

19 (11) “Federal Prison System, Salaries and Ex-
20 penses”, \$20,000,000.

21 SEC. 102. (a) From unobligated balances made avail-
22 able to U.S. Customs and Border Protection “Border Se-
23 curity Fencing, Infrastructure, and Technology”,
24 \$100,000,000 are rescinded: *Provided*, That section 104
25 shall not apply to this subsection.

1 (b) From unobligated balances of prior year appro-
2 priations made available for “Transportation Security Ad-
3 ministration—Aviation Security” in chapter 5 of title III
4 of Public Law 110–28, \$15,500,000 are rescinded.

5 (c) From unobligated balances of prior year appro-
6 priations made available for “Federal Emergency Manage-
7 ment Agency—Administrative and Regional Operations”
8 in chapter 4 of title II of Public Law 109–234,
9 \$34,500,000 are rescinded.

10 (d) From unobligated balances of prior year appro-
11 priations made available for “Department of Commerce—
12 Bureau of the Census—Periodic Censuses and Programs”
13 in title I of Public Law 111–117; 123 Stat. 3115,
14 \$51,000,000 are rescinded: *Provided*, That section 104
15 shall not apply to this subsection.

16 SEC. 103. Notwithstanding any other provision of
17 law, from available funds, the Department of Defense
18 shall pay in fiscal years 2010 and 2011 the full costs asso-
19 ciated with the deployment of the National Guard along
20 the Southwest Border of the United States.

21 SEC. 104. Each amount made available herein is des-
22 ignated as an emergency requirement and necessary to
23 meet emergency needs pursuant to sections 403(a) and
24 423(b) of S. Con. Res. 13 (111th Congress), the concur-
25 rent resolution on the budget for fiscal year 2010.

1 This Act may be cited as the “Emergency Border Se-
2 curity Supplemental Appropriations Act, 2010”.

